

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Giritch *et al.* Confirmation No.: 1051
 Application No.: 10/544,135 Group No.: 1638
 Filed: August 23, 2005 Examiner: Bui, Phuong T.
 For: PLANT TRANSFORMATION WITH IN VIVO ASSEMBLY OF A
 SEQUENCE OF INTEREST

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME 37 C.F.R. § 1.136(a)

1. This is a petition for an extension of time for a total period of two months to respond to the Office Action dated September 30, 2010.
 2. Applicant is ☒ other than a small entity. ☐ a small entity;
 3. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(a)(5)):
- | | Total Months
<u>Requested</u> | Fee For Other
<u>Than Small Entity</u> | Fee for
<u>Small Entity</u> |
|--|----------------------------------|---|--------------------------------|
| <input type="checkbox"/> one month | | \$130.00 | \$65.00 |
| <input checked="" type="checkbox"/> two months | | <u>\$490.00</u> | \$245.00 |
| <input type="checkbox"/> three months | | \$1,110.00 | \$555.00 |
| <input type="checkbox"/> four months | | \$1,730.00 | \$865.00 |
| <input type="checkbox"/> five months* | | \$2,350.00 | \$1,175.00 |

*Cannot be used to exceed six-month statutory limit for response to an Official Action.

- ☐ A check in the amount of \$ is enclosed.
- ☒ Charge Deposit Account No. 16-0605 for the extension fee.
- ☒ All fees are being authorized to be charged to Deposit Account No. 16-0605 when electronically filing
- ☒ Charge Deposit Account No. 16-0605 for any fee deficiency.

Respectfully submitted,

/david m. saravitz/

David M. Saravitz
 Registration No. 55,593

Customer No. 00826
ALSTON & BIRD LLP
 Bank of America Plaza
 101 South Tryon Street, Suite 4000
 Charlotte, NC 28280-4000
 Tel Research Triangle Area Office (919) 862-2200
 Fax Research Triangle Area Office (919) 862-2260